

RESOLUTION NO. _____

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF TIBURON
ORDERING CHANGES AND MODIFICATIONS**

TOWN OF TIBURON

Del Mar Valley Utility Undergrounding Supplemental Assessment District

RESOLVED by the Town Council (the "Council") of the Town of Tiburon (the "Town"), County of Marin, State of California, that:

WHEREAS, on February 1, 2006, this Council adopted Resolution No. 08-2006, A Resolution of the Town Council of the Town of Tiburon of Intention to Make Acquisitions and Improvements, and in it directed the Engineer of Work to make and file a report in writing (the "Supplemental Engineer's Report") in accordance with and pursuant to the Municipal Improvement Act of 1913 (the "Act") in and for the Town's proposed Del Mar Valley Undergrounding Supplemental Assessment District (the "Supplemental Assessment District");

WHEREAS, the Supplemental Engineer's Report was made and filed, and considered by this Council and found to be sufficient in every particular, whereupon it was determined that the report should stand as the Supplemental Engineer's Report for all subsequent proceedings under and pursuant to the Resolution of Intention;

WHEREAS, the Engineer of Work has filed with the City Clerk proposed revisions to the Supplemental Engineer's Report as preliminarily approved by this Council, to wit: revisions in the assessment, resulting in minor reductions in assessments against certain parcels and a small reduction in the overall assessment to bond;

WHEREAS, the changes and modifications hereinafter ordered will not increase the total amount of the assessment or the amount of any individual assessment nor eliminate or add any acquisitions or work which will substantially and adversely alter or affect the benefits to be derived from the work and acquisitions;

WHEREAS, the public interest, convenience and necessity require the changes and modifications hereinafter ordered;

NOW, THEREFORE, IT IS ORDERED that:

1. **Reduction in Assessment.** Changes and modifications are hereby be made in individual assessments as set forth in the Supplemental Engineer's Report on file with the Town Clerk, which is made a part hereof, and the total assessment in the proceedings is hereby decreased from the total assessment amount as preliminarily approved to the amount set forth in the Supplemental Engineer's Report on file with the Town Clerk, which is made a part hereof.

2. **Effective Date.** This resolution shall be effective upon the date of its adoption.

* * * * *

PASSED AND ADOPTED at the regular meeting of the Town Council of the Town of Tiburon, State of California, on this _____ day of _____, 2006, by the following vote to wit:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS
ABSENT: COUNCILMEMBERS

PAUL SMITH, MAYOR,
TOWN OF TIBURON

ATTEST:

DIANE CRANE IACOPI, TOWN CLERK